

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

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|--------------------------------------|---|-------------------------------------|
| In re | § | |
| | § | Civ. Act. No. 3:21-cv-0881-x |
| HIGHLAND CAPITAL MANAGEMENT, | § | |
| L.P. | § | Consolidated with: |
| | § | 3:21-cv-0880-x |
| Reorganized Debtor/Plaintiff, | § | 3:21-cv-1010-x |
| | § | 3:21-cv-1378-x |
| v. | § | 3:21-cv-1379-x |
| | § | 3:21-cv-3160-x |
| NEXPOINT ASSET MANAGEMENT, | § | 3:21-cv-3162-x |
| L.P. (f/k/a HIGHLAND CAPITAL | § | 3:21-cv-3179-x |
| MANAGEMENT FUND ADVISORS, | § | 3:21-cv-3207-x |
| L.P.), et al., | | 3:22-cv-0789-x |
| Defendants. | | |

**NOTICE OF APPEAL TO UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

NexPoint Asset Management, L.P. (f/k/a Highland Capital Management Fund Advisors, L.P. (“NexPoint”), defendant in Civ. Act. No. 3:22-cv-0881-x (consolidated with the above-captioned matters) and the adversary proceeding styled *Highland Capital Management, L.P. vs. Highland Capital Management, Fund Advisors, L.P.*, Adversary Proceeding No. 21-03082-sgj, appeals to the United States Court of Appeals for the Fifth Circuit from the following orders of the District Court for the Northern District of Texas: (1) the AMENDED FINAL JUDGMENT AGAINST NEXPOINT ASSET MANAGEMENT, L.P. (f/k/a HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P.) entered in this consolidated case as Dkt. 144 on August 3, 2023, and (2) Electronic Orders Dkt. 129 and Dkt. 131 (clarified by Electronic Order Dkt. 135, entered on July 6, 2023), which denied as moot the Motion for Ruling on Pending Objections (addressing, *inter alia*, an Objection to Order Denying Motions to Extend Expert Disclosure and Discovery Deadlines).

The parties to the judgment appealed from and the names and addresses of their respective attorneys are as follows:

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Defendant NexPoint Asset Management, L.P. (f/k/a Highland Capital Management Fund Advisors, L.P.)

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Dated: September 1, 2023

Respectfully submitted,

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*Attorneys for Defendant NexPoint Asset Management, L.P.
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on September 1 2023, a true and correct copy of the foregoing document was served via the Court's CM/ECF system on all parties registered to receive electronic notices in this case.

/s/ Deborah Deitsch-Perez
Deborah Deitsch-Perez